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IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

International Application No. : PCT/EP2004/012076

International Filing Date : 26 October 2004 (26.10.2004)

Priority Date(s) Claimed : 19 November 2003 (19.11.2003)

Applicant(s) (DO/EO/US) : FINSINGER, Dirk et al.

Title: PYRROLE DERIVATIVES

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

\boxtimes	Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed:					
		within three months of the filing date of a national application other than a CPA under § 1.53(d);				
	\boxtimes	within three months of the actual filing date of the national phase of a PCT application; OR				
		before the mailing of a first substantive office action (including after filing of an RCE).				
	Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the specified in 37 C.F.R. § 1.97(b), but before the mailing date of:					
		a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and				

•	is acco	ompanied by:							
		the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR							
		a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).							
. Ur da	nder 37 C.F te of the fo	.R. § 1.97(d), this information disclosure statement is filed after the mailing llowing actions which have not been withdrawn:							
] a fina	l action under 37 C.F.R. § 1.113;							
] termii	nation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);							
] OR a	notice of allowance under 37 C.F.R. § 1.311;							
A	ND is filed	on or before payment of the issue fee; AND is accompanied by:							
		atement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of 00 under 37 C.F.R. § 1.17(p).							
Statemen	ts Under 37	7 C.F.R. 1.97(e)							
		Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or							
		No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.							
Cited Ma	Cited Materials								
	Copies of materials listed but not attached were cited in benefit (35 U.S.C. § 120) ancestor application Serial No, on Form 892 by the Examiner and/or Form 1449 by the applicant; see 37 C.F.R. § 1.98(d).								
Σ	Copies of materials listed but not attached were cited in an international search report dated <u>January 20, 2005</u> .								
] Not i	required by 37 CFR § 1.98.							
Ε	Copi	tes of the materials listed are attached (except for the foregoing).							

Non-E	English]	Language References					
		An English-language search report or equivalent paper from a foreign pat office is provided indicating the relevance of the cited reference(s).					
		A foreign-language search report from a foreign patent office is provided, a pertinent parts are translated substantively below:					
		 X = document of particular relevance when it is taken alone Y = document of particular relevance when it is combined with another such document 					
		 A = document defining the general state of the art O = non-written disclosure P = intercalated document 					
		T = document cited to understand the theory or principle underlying the invention					
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		D = cited in the application					
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	\boxtimes	Translation of other relevant information on foreign search report					
		In the search report, "Seite" means page, "Seiten" means pages, "Verbindungen der Formel" means Figure of formula, "Beispele" means examples, and "das ganze Dokument" means the entire document, "Spalte" means column, "Zeile" means line, "Abbildungen" means claims, "Anspruch" means example, "Zusammenfassung" means summary, and "Tabelle" means table, and "Tabellen" means tables "in der Anmeldung erwaehnt" means cited in the application, "Schema" means scheme, "und" means and, "Absatz" means break, "Abildung" means figure.					
Other	Informa	<u>ation</u>					
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	A che	ck for \$ covering the fee identified above is attached.					
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IAP9 REC'OPTIVITO 17 MAY 2006

The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969

Attorney for Applicants

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Attorney Docket No.: MERCK-3165

Date: May 17, 2006

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INFO	DRMATION	DISC	CLOSURE	Filing Date	May 17, 2006		
STA	TEMENT BY	Y AP	PLICANT	First Named Inventor	FINSINGER, Dirk et al.		
				Group Art Unit	Unassigned		
	(use as many she	ets as r	necessary)	Examiner Name	Unassigned		
Sheet	1	of	1	Attorney Docket Number	MERCK-3165	ノ	

U.S. PATENT DOCUMENTS							
Examiner Initials *	Cite No.1	U.S. Patent Docum	nent Kind Code ² (<i>if known</i>)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY		
	1	2004138269		SUN CONNIE LE ET AL.	July 15, 2004		
	2	2004254186			December 16, 2004		
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	FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Office ³	Foreign Patent Docun	nent Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵
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